

1 Article XV, Section 11, would, by virtue of its elimina-  
2 tion, render unconstitutional the Ober Law which is  
3 Article LXXXV-A.

4 We point out two problems. First, as to the  
5 Constitution as it exists today, Article XXXVII of the  
6 Declaration of Rights provides, among other things, that:  
7 Nor shall the Legislature prescribe any other oath of  
8 office than the oath prescribed by this Constitution;  
9 and then we also have enacted at a later date Article  
10 XV, Section 11.

11 Well, the problem is that if you eliminate  
12 Article XV, Section 11, you thereby make the Ober Law  
13 vulnerable to attack, as being unconstitutional under  
14 the Maryland Constitution.

15 The question that is now before the Supreme  
16 Court concerns solely the constitutionality under the  
17 Federal Constitution of the Ober Bill, so that the issue  
18 boils down to whether or not the Ober Bill is another  
19 oath which is prescribed by Article XXXVII and, if it is  
20 another oath, is it saved by Article XV, Section 11.

21 Then, there is really a third problem the com-